**AMENDMENT TO ACQUISITION AGREEMENT**

**CITY OF OVERLAND PARK, KANSAS**

This Amendment to Easement Acquisition Agreement is made and entered into this

day of , 20 , by and between ,

hereinafter collectively called the **Owner** and the City of Overland Park, Kansas, hereinafter called the **City**.

WHEREAS, the City is currently administering a project on , (the “Project") with property acquisition haven taken place in ; and,

WHEREAS, as part of the Project, the City executed an Easement Acquisition Agreement (the “Original Agreement”) with the Owner(s) which contemplated the ***(insert original work that was to be done)*** located in land purchased as Right-of-Way and Temporary Construction Easement on , ***(insert tract # and address)*** (“the Property”); and,

WHEREAS, the Owner(s) have requested to be compensated for ***(use this paragraph to insert short description of what we’re doing in this amendment)***; and,

NOW THEREFORE, in consideration of the promises and covenants of this Amendment to the Acquisition Agreement, the sufficiency of which is hereby acknowledged, the parties hereto agree:

1. Paragraph 3 of the Original Agreement shall be replaced with the following:

Upon delivery of the recordable executed grants on the City’s standard form, the **City** agrees to pay the **Owner** the total sum of , ***(insert amount of total owed to resident including this amendment)*** as full compensation for the cost to cure items described below:

2. Paragraph 6 (or 7 if agreement has a partial mortgage release) of the Original Agreement shall be removed in its entirety and replaced with the following:

Total compensation to be paid by the **City** to **Owner**:

|  |  |
| --- | --- |
| Total Right-of-Way / Permanent Easement |  |
| Total Temporary Construction Easement |  |
| Total Cost to Cure / Administrative Settlement |  |
| **TOTAL COMPENSATION DUE OWNER (including this amendment)** |  |

3. The parties acknowledge that the City has paid and the Owner(s) has received compensation in the amount of , leaving a balance of due and owing and this amount shall be paid within thirty (30) days of execution of this Amendment to the Acquisition Agreement.

4. The parties agree that the existing language in all other paragraphs and parts of the Original Agreement shall remain in full force and effect and shall be binding upon the parties and is full and final settlement of the matters contemplated herein.

IN WITNESS WHEREOF, the parties have executed this Amendment to the Acquisition Agreement on the day and year first above written.

**Owner(s) City of Overland Park, KS**

Signature Anthony J. Hofmann, PMP

Director of Public Works

Type or Print Name ***(Type out PM Name)***

***(Type out PM’s title)***

Signature

Project:

Type or Print Name